

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE:)	
)	CASE NO. 08 B 26767
Trina Donald,)	HON. Goldgar
)	CHAPTER 13
DEBTOR.)	

NOTICE OF MOTION

To: Marilyn O. Marshall, Chapter 13 Trustee, 224 S. Michigan, Suite 800, Chicago, IL 60604 via electronic notice; and

See attached Service List.

Please take notice that on October 27, 2009 at 9:30 a.m., I shall appear before the Honorable Goldgar in Courtroom 613 in the Federal Dirksen Building, 219 S. Dearborn Street, Chicago, Illinois and present the attached motion to modify plan and you may appear if you so choose.

PROOF OF SERVICE

The undersigned, an attorney, certifies that he mailed a copy of this notice and motion to the above named addressed with postage prepaid from the mail chute located at 20 S. Clark, 28th Floor, Chicago, IL 60603 on October 6, 2009.

/s/ Patrick J. Semrad
Attorney for Debtor

Robert J. Semrad & Associates
Attorney for Debtor
20 S. Clark
28th Floor
Chicago, IL 60603
(312) 913-0625

Label Matrix for local noticing
0752-1
Case 08-26767
Northern District of Illinois
Chicago
Tue Oct 6 09:14:47 CDT 2009

U.S. Bankruptcy Court
Eastern Division
219 S Dearborn
7th Floor
Chicago, IL 60604

Bank One/Chase
Po Box 24603
Columbus, OH 43224-0603

Bluegreen Corp
4960 Blue Lake Dr
Boca Raton, FL 33431-4453

CB Usa Inc
c/o Womens Healthcare of Il
5252 S Hohman Ave
Hammond, IN 46320-1723

Cb Usa Inc
5252 S Hohman Ave
Hammond, IN 46320-1723

Citifinancial Retail Services
PO Box 140489
Irving, TX 75014-0489

Citizens Auto Finance
480 Jefferson Blvd
RJE 135
Warwick RI 02886-1359

Citizens Bank
480 Jefferson Blvd
Rje 135
Warwick, RI 02886-1359

Citizens Bank
480 Jefferson Blvd
Rje135
Warwick, RI 02886-1359

Dependon Collection Se
Attn: Bankruptcy
Po Box 4833
Oak Brook, IL 60522-4833

JPMorgan Chase Bank
Bankruptcy Department
PO Box 24785
Columbus, OH 43224-0785

LVNV Funding LLC its successors and assigns
assignee of CitiFinancial, Inc
Resurgent Capital Services
PO Box 10587
Greenville, SC 29603-0587

MACYS RETAIL HOLDINGS, INC.
TSYS DEBT MGMT., INC.
PO BOX 137
COLUMBUS, GA 31902-0137

Macy's
P.O. Box 4560
Carol Stream, IL 60197-4560

PEOPLES GAS LIGHT AND COKE CO
130 E RANDOLPH DRIVE
CHICAGO, IL 60601-6207

Peoples Gas
C/O Bankruptcy Department
130 E. Randolph Drive
Chicago, IL 60601-6302

RJM Acquisitions LLC
BookSpan/Doubleday Bookclubs
575 Underhill Blvd Ste 224
Syosset, NY 11791-3416

Roundup Funding, LLC
MS 550
PO Box 91121
Seattle, WA 98111-9221

Sallie Mae
Attn: Claims Dept
Po Box 9500
Wilkes Barre, PA 18773-9500

Sallie Mae, Inc. on behalf of UNITED
STUDENT AID FUNDS, INC.
Attn: Bankruptcy Litigation Unit E3149
P. O. Box 9430
Wilkes-Barre, PA 18773-9430

Sams Club
Attention: Bankruptcy Department
Po Box 103104
Roswell, GA 30076

United Collect Bur Inc
5620 Southwyck Blvd Ste
Toledo, OH 43614-1501

United Collect Bur Inc
Pob 14948
Columbus, OH 43214-0948

Wow! Internet & Cable Service
c/o Credit Managment
P.O. Box 118288
Carrollton, TX 75011-8288

Marilyn O Marshall
224 South Michigan Ste 800
Chicago, IL 60604

Patrick J. Semrad
Robert J Semrad and Associates
20 S Clark St
Ste. 2800
Chicago, IL 60603-1811

Trina D. Donald
8654 S. Champlain
Chicago, IL 60619-6106

William T Neary
Office of the U.S. Trustee, Region 11
219 S Dearborn St
Room 873
Chicago, IL 60604

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	Total	29

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DEBTOR.)	

MOTION OF DEBTOR TO MODIFY PLAN

NOW COMES the Debtor, Trina Donald, by and through Debtor's attorneys, Robert J. Semrad & Associates, and hereby moves this Honorable Court to allow Debtor to place the current Trustee default at the end of the plan and states the following:

1. That the Debtor filed a petition for relief pursuant to Chapter 13 Title 11 U.S.C.
2. That this Honorable Court has confirmed the Debtor's Chapter 13 plan, with secured creditors to be paid 100.00% and general unsecured creditors without priority to be paid 10.00%.
3. That the confirmed Chapter 13 Plan requires that the Debtor make plan payments to the Chapter 13 Trustee in the amount of \$490.00 on a monthly basis for a term of approximately 36 months.
4. That the Debtor has not converted the Chapter 13 case from a Chapter 7 case.
5. That the Debtor is currently in default with her Chapter 13 payments because she was injured in a car accident and has been on medical leave for six months without any pay.
6. That Debtor requests the default be put at the end of the Chapter 13 Plan.
7. That if the current default is deferred, the Debtor will be able to timely complete the current case.
8. That by deferring the current default, the creditors that have filed claims in this case will receive more than they would if the case were dismissed, or if the Debtor was forced to convert the current case to one arising under Chapter 7 of the Bankruptcy Code.
9. That the Debtor will begin working full time in November 2009.

10. That the Debtor requests this Honorable court suspend her Chapter 13 Trustee payment for the months of November and December 2009.
11. That the Debtor has every good faith intention of completing the reorganization plan and will complete the plan within 36 months.

WHEREFORE, the Debtor prays this Honorable Court for the following relief:

- A. That this Honorable Court enter an order modifying the Debtor's Chapter 13 Plan in order to defer the current default;
- B. That this Honorable Court enter an order suspending Debtor's Chapter 13 trustee payment for two months.
- C. For such other relief as the Court deems fair and proper.

Respectfully submitted,

/s/ Patrick J. Semrad
Attorney for the Debtor

Robert J. Semrad & Associates
20 S. Clark
28th Floor
Chicago, IL 60603
(312) 913-0625